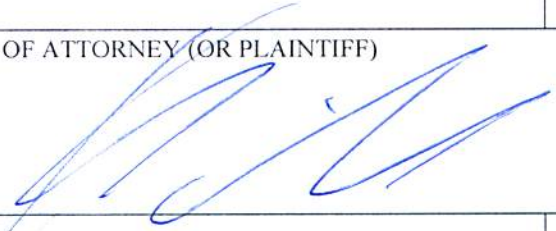


B104 (FORM 104) (08/07)

ADVERSARY PROCEEDING COVER SHEET (Instructions on Reverse)		ADVERSARY PROCEEDING NUMBER (Court Use Only)		
PLAINTIFFS KENT RIES, Trustee of the Estates of Michael Stephen Galmor and Galmor's/G&G Steam Service, Inc.	DEFENDANTS Michael Stephen Galmor, Randy Mark Galmor, Leslie Donnette Galmor Pritchard, Traci Marie Galmor Coleman, Galmor Family Limited Partnership and Great Plains Bank			
ATTORNEYS (Firm Name, Address, and Telephone No.) Kent Ries 2700 S. Western St., Suite 300 Amarillo, Texas 79109	ATTORNEYS (If Known)			
PARTY (Check One Box Only) <input type="checkbox"/> Debtor <input type="checkbox"/> U.S. Trustee/Bankruptcy Admin <input type="checkbox"/> Creditor <input type="checkbox"/> Other <input checked="" type="checkbox"/> Trustee	PARTY (Check One Box Only) <input type="checkbox"/> Debtor <input type="checkbox"/> U.S. Trustee/Bankruptcy Admin <input type="checkbox"/> Creditor <input checked="" type="checkbox"/> Other <input type="checkbox"/> Trustee			
CAUSE OF ACTION (WRITE A BRIEF STATEMENT OF CAUSE OF ACTION, INCLUDING ALL U.S. STATUTES INVOLVED) Recover debt, Declaratory Judgment, Injunctive relief.				
NATURE OF SUIT (Number up to five (5) boxes starting with lead cause of action as 1, first alternative cause as 2, second alternative cause as 3, etc.)				
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top; border: none;"> FRBP 7001(1) – Recovery of Money/Property <input type="checkbox"/> 11-Recovery of money/property - §542 turnover of property <input type="checkbox"/> 12-Recovery of money/property - §547 preference <input type="checkbox"/> 13-Recovery of money/property - §548 fraudulent transfer <input checked="" type="checkbox"/> 14-Recovery of money/property - other FRBP 7001(2) – Validity, Priority or Extent of Lien <input type="checkbox"/> 21-Validity, priority or extent of lien or other interest in property FRBP 7001(3) – Approval of Sale of Property <input type="checkbox"/> 31-Approval of sale of property of estate and of a co-owner - §363(h) FRBP 7001(4) – Objection/Revocation of Discharge <input type="checkbox"/> 41-Objection / revocation of discharge - §727(c),(d),(e) FRBP 7001(5) – Revocation of Confirmation <input type="checkbox"/> 51-Revocation of confirmation FRBP 7001(6) – Dischargeability <input type="checkbox"/> 66-Dischargeability - §523(a)(1),(14),(14A) priority tax claims <input type="checkbox"/> 62-Dischargeability - §523(a)(2), false pretenses, false representation, actual fraud <input type="checkbox"/> 67-Dischargeability - §523(a)(4), fraud as fiduciary, embezzlement, larceny <div style="text-align: center;">(continued next column)</div> </td> <td style="width: 50%; vertical-align: top; border: none;"> FRBP 7001(6) – Dischargeability (continued) <input type="checkbox"/> 61-Dischargeability - §523(a)(5), domestic support <input type="checkbox"/> 68-Dischargeability - §523(a)(6), willful and malicious injury <input type="checkbox"/> 63-Dischargeability - §523(a)(8), student loan <input type="checkbox"/> 64-Dischargeability - §523(a)(15), divorce or separation obligation (other than domestic support) <input type="checkbox"/> 65-Dischargeability - other FRBP 7001(7) – Injunctive Relief <input checked="" type="checkbox"/> 71-Injunctive relief – imposition of stay <input type="checkbox"/> 72-Injunctive relief – other FRBP 7001(8) Subordination of Claim or Interest <input type="checkbox"/> 81-Subordination of claim or interest FRBP 7001(9) Declaratory Judgment <input checked="" type="checkbox"/> 91-Declaratory judgment FRBP 7001(10) Determination of Removed Action <input type="checkbox"/> 01-Determination of removed claim or cause Other <input type="checkbox"/> SS-SIPA Case – 15 U.S.C. §§78aaa <i>et seq.</i> <input type="checkbox"/> 02-Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy case) </td> </tr> </table>			FRBP 7001(1) – Recovery of Money/Property <input type="checkbox"/> 11-Recovery of money/property - §542 turnover of property <input type="checkbox"/> 12-Recovery of money/property - §547 preference <input type="checkbox"/> 13-Recovery of money/property - §548 fraudulent transfer <input checked="" type="checkbox"/> 14-Recovery of money/property - other FRBP 7001(2) – Validity, Priority or Extent of Lien <input type="checkbox"/> 21-Validity, priority or extent of lien or other interest in property FRBP 7001(3) – Approval of Sale of Property <input type="checkbox"/> 31-Approval of sale of property of estate and of a co-owner - §363(h) FRBP 7001(4) – Objection/Revocation of Discharge <input type="checkbox"/> 41-Objection / revocation of discharge - §727(c),(d),(e) FRBP 7001(5) – Revocation of Confirmation <input type="checkbox"/> 51-Revocation of confirmation FRBP 7001(6) – Dischargeability <input type="checkbox"/> 66-Dischargeability - §523(a)(1),(14),(14A) priority tax claims <input type="checkbox"/> 62-Dischargeability - §523(a)(2), false pretenses, false representation, actual fraud <input type="checkbox"/> 67-Dischargeability - §523(a)(4), fraud as fiduciary, embezzlement, larceny <div style="text-align: center;">(continued next column)</div>	FRBP 7001(6) – Dischargeability (continued) <input type="checkbox"/> 61-Dischargeability - §523(a)(5), domestic support <input type="checkbox"/> 68-Dischargeability - §523(a)(6), willful and malicious injury <input type="checkbox"/> 63-Dischargeability - §523(a)(8), student loan <input type="checkbox"/> 64-Dischargeability - §523(a)(15), divorce or separation obligation (other than domestic support) <input type="checkbox"/> 65-Dischargeability - other FRBP 7001(7) – Injunctive Relief <input checked="" type="checkbox"/> 71-Injunctive relief – imposition of stay <input type="checkbox"/> 72-Injunctive relief – other FRBP 7001(8) Subordination of Claim or Interest <input type="checkbox"/> 81-Subordination of claim or interest FRBP 7001(9) Declaratory Judgment <input checked="" type="checkbox"/> 91-Declaratory judgment FRBP 7001(10) Determination of Removed Action <input type="checkbox"/> 01-Determination of removed claim or cause Other <input type="checkbox"/> SS-SIPA Case – 15 U.S.C. §§78aaa <i>et seq.</i> <input type="checkbox"/> 02-Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy case)
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<input type="checkbox"/> Check if this case involves a substantive issue of state law		<input type="checkbox"/> Check if this is asserted to be a class action under FRCP 23		
<input type="checkbox"/> Check if a jury trial is demanded in complaint		Demand \$2,400,000.00		
Other Relief Sought				

B104 (FORM 104) (08/07), Page 2

BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES		
NAME OF DEBTOR MICHAEL STEPHEN GALMOR and G&G STEAM SERVICE		BANKRUPTCY CASE NO. 18-20209 and 18-20210
DISTRICT IN WHICH CASE IS PENDING NORTHERN	DIVISION OFFICE AMARILLO	NAME OF JUDGE JONES
RELATED ADVERSARY PROCEEDING (IF ANY)		
PLAINTIFF	DEFENDANT	ADVERSARY PROCEEDING NO.
DISTRICT IN WHICH ADVERSARY IS PENDING	DIVISION OFFICE	NAME OF JUDGE
SIGNATURE OF ATTORNEY (OR PLAINTIFF) 		
DATE 8/30/19	PRINT NAME OF ATTORNEY (OR PLAINTIFF) Kent Ries	

INSTRUCTIONS

The filing of a bankruptcy case creates an "estate" under the jurisdiction of the bankruptcy court which consists of all of the property of the debtor, wherever that property is located. Because the bankruptcy estate is so extensive and the jurisdiction of the court so broad, there may be lawsuits over the property or property rights of the estate. There also may be lawsuits concerning the debtor's discharge. If such a lawsuit is filed in a bankruptcy court, it is called an adversary proceeding.

A party filing an adversary proceeding must also must complete and file Form 104, the Adversary Proceeding Cover Sheet, unless the party files the adversary proceeding electronically through the court's Case Management/Electronic Case Filing system (CM/ECF). (CM/ECF captures the information on Form 104 as part of the filing process.) When completed, the cover sheet summarizes basic information on the adversary proceeding. The clerk of court needs the information to process the adversary proceeding and prepare required statistical reports on court activity.

The cover sheet and the information contained on it do not replace or supplement the filing and service of pleadings or other papers as required by law, the Bankruptcy Rules, or the local rules of court. The cover sheet, which is largely self-explanatory, must be completed by the plaintiff's attorney (or by the plaintiff if the plaintiff is not represented by an attorney). A separate cover sheet must be submitted to the clerk for each complaint filed.

Plaintiffs and Defendants. Give the names of the plaintiffs and defendants exactly as they appear on the complaint.

Attorneys. Give the names and addresses of the attorneys, if known.

Party. Check the most appropriate box in the first column for the plaintiffs and the second column for the defendants.

Demand. Enter the dollar amount being demanded in the complaint.

Signature. This cover sheet must be signed by the attorney of record in the box on the second page of the form. If the plaintiff is represented by a law firm, a member of the firm must sign. If the plaintiff is pro se, that is, not represented by an attorney, the plaintiff must sign.

Kent Ries
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2700 S. Western St., Suite 300
Amarillo, Texas 79109
(806) 242-7437
(806) 242-7440 - Fax
COUNSEL FOR TRUSTEE

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

IN RE:

MICHAEL STEPHEN GALMOR,

Debtor.

And

**GALMOR'S/G&G STEAM SERVICE,
INC.,**

Debtor.

CASE NO. 18-20209-RLJ-7

CASE NO. 18-20210-RLJ-7

KENT RIES, TRUSTEE,

Plaintiff,

v.

**MICHAEL STEPHEN GALMOR,
RANDY MARK GALMOR, LESLIE
DONNETTE GALMOR PRITCHARD,
TRACI MARIE GALMOR COLEMAN,
GALMOR FAMILY LIMITED
PARTNERSHIP and GREAT PLAINS
BANK,**

Defendants.

ADVERSARY NO. _____

ORIGINAL COMPLAINT

TO THE HONORABLE ROBERT L. JONES, BANKRUPTCY JUDGE:

Kent Ries, Trustee in these two bankruptcy cases (“Trustee”), complains against Defendants, Michael Stephen Galmor, Randy Mark Galmor, Leslie Donnette Galmor Pritchard, Traci Marie Galmor Coleman, Galmor Family Limited Partnership and Great Plains Bank (collectively “Defendants”) as follows:

I.
PARTIES

1. Defendant, Michael Stephen Galmor (“Debtor”), is an individual domiciled in Texas and may be serviced with process through his attorney, Pat Swindell at 106 S.W. 7th Avenue, Amarillo, Texas 79101 and/or Joe Lovell at 112 W. 8th Avenue, Suite 1000, Amarillo, Texas 79101.

2. Defendant, Randy Mark Galmor (“Galmor”), is an individual domiciled in Texas and may be serviced with process through his attorney, Todd Hatter, at 821 S.W. 9th Avenue, Amarillo, Texas 79101.

3. Defendant, Leslie Donnette Galmor Pritchard (“Pritchard”), is an individual domiciled in Texas and may be serviced with process through her attorney, Collin Wynne, at 1001 S. Harrison, Suite 200, Amarillo, Texas 79101 and/or Jeff Carruth at 3030 Matlock Rd., Suite 201, Arlington, Texas 76015.

4. Defendant, Traci Marie Galmor Coleman (“Coleman”), is an individual domiciled in Texas and may be serviced with process through her attorney, Kenneth Netardus, Stockard, Johnston & Brown, P.C., at 1800 Washington St., Suite 307, Amarillo, Texas 79102.

5. The four individuals above are collectively referred to as the “FLP Owners”.

6. Defendant, Galmor Family Limited Partnership (“FLP”), is a limited partnership, which may be served with process by serving its registered agent Michael Stephen Galmor, referenced above.

7. Defendant, Great Plains Bank (“Bank”), is a Texas state chartered bank, which may be served with process by serving its attorney, Johnathan Hinders, Mullin Hoard & Brown, at 500 S. Taylor, Suite 800, Amarillo, Texas 79101.

II. **PROCEDURE**

8. This is a core proceeding under 28 U.S.C. §157(b)(2)(A),(N)&(O). This is an Adversary proceeding under Bankruptcy Rule 7001(1), (4), (7)&(9)

III. **BANKRUPTCY CASES**

9. Debtors filed for relief under Chapter 11 of the United States Bankruptcy Code on June 19, 2018 and converted to Chapter 7 cases on January 8, 2019. Kent Ries was subsequently appointed and qualified to serve as the Trustee over the bankruptcy estates.

IV. **RELEVANT FACTS**

10. The FLP owns in excess of \$3,000,000.00 of real estate in the Texas panhandle. The FLP owes the Bank approximately \$600,000.00, secured by liens on some or all of the FLP assets. The FLP owes the bankruptcy estates approximately \$2,400,000.00 as an unsecured creditor. The FLP Owners have generally agreed at a mediation on June 11, 2019 to liquidate the FLP assets, to pay all its claims and distribute the equity to themselves as the owners of the FLP.

11. A closing set for August 28, 2019 of two tracts of FLP real estate, sufficient in value to pay off the Bank, has failed to occur due to a variety of family issues. The family has

been engaged in multiple lawsuits in the past few years, including a probate contest, management of entity dispute and an adversary proceeding in the bankruptcy case. The closing was timed to precede a foreclosure set by the Bank for Tuesday, September 3, 2019.

V.
COUNT 1 - SUIT ON DEBT

12. According to the sworn schedules of Michael Stephens Galmor, Schedule B, Number 30 the FLP is indebted to his bankruptcy Estate in the total amount of \$1,310,807.00.

13. According to the sworn schedules of Galmor's/G&G Steam Service, Inc., Schedule B, Number 74 the FLP is indebted to its bankruptcy Estate in the total amount of \$1,096,051.32.

14. The Trustee is entitled to a judgment for each respective Estate for these amounts owed. The Trustee is also entitled to legal fees, interest and court costs incurred in the collection of these debts.

15. Both sets of sworn schedules described above were signed under penalty of perjury by Michael Stephen Galmor. Michael Stephen Galmor is the only party who can speak on behalf of the FLP as its management. Therefore, the Trustee asserts that the FLP is barred by principles of res judicata and collateral estoppel from disputing this debt owed to the bankruptcy Estates

VI.
COUNT 2 - MANAGEMENT OF THE FLP

16. The FLP is currently being managed by the Debtor. That has been the case since his father's death on April 3, 2013. The Trustee believes it is in the best interest of all parties that the Debtor continues in this role. The FLP has operational and financial responsibilities that the Debtor is familiar with and capable of performing. The Debtor should be reasonably compensated by the FLP for his efforts in performing these functions.

17. However, the Trustee is requesting that the Debtor be required to obtain the Trustee's consent to sell any assets in excess of \$4,000.00 in value or to incur any debt in excess of \$2,000.00. Further, the Trustee is requesting this Court grant the Trustee the authority to sell any or all of the FLP assets, subject to Court approval, after notice to the parties in this adversary, as generally outlined in Bankruptcy Code § 363. Finally, the Trustee is requesting this Court grant the Trustee authority to sign all documents necessary to close any such sales.

VI.
COUNT 3 - INJUNCTION

18. The FLP real estate closing scheduled for August 28, 2019 has not occurred and may not occur without this Court's intervention. The Bankruptcy foreclosure set for next Tuesday, September 3, 2019, is likely to significantly, and negatively, affect the value of multiple FLP assets. The Bank is entitled to full payment of its over secured debt. The Bank has also been exceptionally patient with the FLP Owners during the course of all their family litigation. The Trustee wants to pay the Bank's debt in full as soon as possible.

19. However, to protect the value of the FLP assets, which would directly affect the ability of the FLP to pay the debt it owes to the Bankruptcy Estates, the Trustee is requesting a stay of the September 3, 2019 foreclosure. The Trustee seeks no affirmative claims against the Bank.

20. The Bank has agreed in principle to an injunction. The Trustee and the Bank will work towards a permanent resolution that includes granting the Trustee authority to sell FLP assets and direct full payment towards the Bank's debt.

WHEREFORE, PREMISES CONSIDERED, the Trustee, respectfully requests this Court grant relief consistent with the above claims, and for such other and further relief this Court deems is just and proper.

Respectfully submitted,

Kent Ries, Attorney at Law
2700 S. Western St., Suite 300
Amarillo, Texas 79109
(806) 242-7437
(806) 242-7440-Fax

By: /s/ Kent Ries
Kent Ries
State Bar No. 16914050

COUNSEL FOR TRUSTEE